

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

Civil Action No. 1:21-cv-00748-SM

NATASHA ATHENS d/b/a Favorite Things,
Plaintiff,
v.
BANK OF AMERICA and MEGAN SCHOLZ,
Defendants.

PLAINTIFF'S OBJECTION & MOTION TO RECONSIDER BIAS DISMISSAL
OF BANK FRAUD CASE

Now comes the Plaintiff and does object and seek that this bias judge and court reconsider their manipulation of facts and failure to institute their own legal duty to uphold the Constitution, and use it FOR the Defendant's and NOT apply it to the Plaintiff

Bias and corrupt Judge McAuliffe is right about 1 thing. The Defendant's did FILE a response, however they failed to SERVE it to the Plaintiff, and there are no exceptions, it's FILE AND SERVE.

When those that swore to protect and serve, and uphold justice and fail to do this, and use their power to reverse the process as has happened in this case, this is the result.

<https://www.bitchute.com/video/K0gGttszOP0w/>

Finally the crimes are so bad that parties are called out for their treason, complicity, and in this case aiding and abetting in bank fraud, theft of CARE funds, and letting the Secret Service KNOW their own roles.

The Plaintiff's loan WAS being forgiven on its way to the SBA, and the Judge has seen this exhibit. The Defendant's want this judge to cover their behinds for the

crimes they committed WHEN the Plaintiff got her 100% loan put through for 2.5 weeks of payroll in over 500 days of "crisis" - Stated in other pleadings.

His reliance on a false pleading to the court to COVER for Bank fraud, is comical, since he clearly knows that no one can undo a loan, including the PPP loans.

The Judge needs to POSE the following (as is his/her sworn duty) to the Defendants:

1 Ask Megan Scholz to write a sworn affidavit that the Plaintiff was NOT entitled to her PPP loan.

2 **Ask Megan Scholz to write a Sworn Affidavit then how she proceeded to REPORT the Plaintiff to the DOJ and AG for "mispending" her allotted funds and how that investigation is going. And she needs to give the DATES that she reported this, after the loan was obtained, approved, used property for her business, and submitted for Forgiveness.**

3 Ask Megan Scholz to write a sworn affidavit on how she obtained stolen tax records from the Appellant's account.

4 Ask Thomas Pappas to write a sworn affidavit that he took stolen tax records from 2 different applications and submitted them as a felony to this court and had to have them sealed.

Also stated PREVIOUSLY, the Plaintiff was offered a reduced forgiveness amount, and said no. Then to set up the Defendant's to PROVE the bank fraud, she put it through, and still fought for the corrected amount to be adjusted and it was. All done by the PPP staff at Bank of America. And the full amount was then put into process. Defendant Megan Pulled it out of Forgiveness.

5 The court needs a sworn affidavit from Megan Scholz as to why she pulled it out of forgiveness and how many times she reduced loans on other small business customers.

<https://www.forbes.com/sites/advisor/2020/07/10/banks-made-billions-on-ppp-loans-learn-what-theyre-doing-with-the-cash/?sh=5bd3b3837f2f>

6 The court needs to ask Megan Scholz how much BOA profited from the CARES act and small businesses loans - in a sworn affidavit.

7. Judges McAuliffe and Magistrate Judge Johnstone need to write sworn affidavits on their connection to the Defendant's, who holds their bank accounts, investments, home loans.

8. Judges McAuliffe and Magistrate Judge Johnstone needs to write sworn affidavits on why they believe a document from one VP at Bank of America but not another, the one that appoved the loan. Are they racist? Or connected? Why would anyone discount evidence that validated a loan based on PAYROLL, not taxes that was approved?

9. Judge McAuliffe should write a sworn affidavit that he rewrote the rules for electronic filing all by himself, without Congress nor the Senate nor any President signing off on such a law, and that because he entitled himself to do this FOR A DEFENDANT, he wrote that up himself in order to NOT issue a default ruling.

The PLAINTIFF/Appellant does not have to prove herself at all, her actual loan proves itself.

Even under subpoena, the IRS does not give out tax records and the court knows this, The Plaintiff tried once to subpoena tax records of another corrupt fraud, and the she spoke with the IRS, not only did they state that they don't have to appear under subpoena for sought after records, they are not legal to seek at all for anyone. No one can even request or order them to be shown.

This Judge is trying now to break the law for the Defendant's, use his bias and a fake order to try to thwart all banking laws, and use "sharia law" (made up rulings and orders) but fail to apply those same standards on the Defendant's.

Judicial harassment is the entire bullying tactic of this order, the question is why?
https://www.americanbar.org/groups/professional_responsibility/publications/model_code_of_judicial_conduct/model_code_of_judicial_conduct_canon_2/rule2_3biasprejudiceandharassment/

<https://www.law.cornell.edu/uscode/text/28/144>

28 U.S. Code § 144 is the entire nature of this order and to boot the JUDGE is trying to derail the Plaintiff's knowledge of the law.

It is a LAWFUL Plaintiff vs a Criminal Judge who has attempted here to use the Constitution only for the Defendant's and Sharia law for the Plaintiff.

The Plaintiff is actually entitled to LARGE damages for infliction of emotional distress, her blood pressure records alone, show this clearly, heart attack levels of numbers that she has to fight to keep safe within her stress level and her age.

This court is NOT in charge of those damages, parties seek juries of their peers that determine those figures. Anyone who thinks that this nature of a case done so publicly is not injured is unfit to rule and should be forced to retire. There comes a point when a judge can no longer render legal rulings due to compromise it has NOTHING to do with case validity.

<https://scholarship.law.campbell.edu/cgi/viewcontent.cgi?article=1234&context=clr>

TORT law on this type of distress is over 100 years old, not a NEW injury.

Erin Andrews was awarded \$55 Million for a peeping Tom and while the Plaintiff was not spied on in that sense, the damages for the distress play in when a vicious VP of a bank, an unfit creep of a skanky attorney, and 2 courts do a lynching on a Plaintiff female business owner over her own right to her privacy, but have instead splattered it on the internet to hide their own crimes.

ANYONE is injured by public scrutiny, anyone is injured by published lies. And no judge has the lawful power to stand in for the jury, vs allow for all Plaintiff's to seek their legal right to be heard in front of a jury and let them decide.

In this illicit dismissal, the judge is trying to cover his boom boom and thinks that he can impose sharia law on the Plaintiff (making up his own right to override federal law on protection of taxes) and write an illicit order that he expects himself and courts above him to uphold, even though only their own obstruction of justice would ever agree with such an illegal order.

The interlocutory appeal was filed, and Thomas Pappas defaulted BOA and Megan Scholz by failure to serve, as she knew he would do. Thomas Pappas is not above the law.

It only takes one person to start putting things back into the right direction, and it should be this case, why? To save own self.

WHEREFORE, this is the court's last chance to use the Constitution on both sides and try to keep parties out of prison.

The Plaintiff seeks that this court Rewrite this order, and reconsider their illicit dismissal of denial of compensation for infliction of emotional distress

It's ironic that the Plaintiff has gone up against Seyfarth Shaw, and won, Google attorney's Perkin Coie, and this court is trying to tell her to "get better advice".

Anyone that has denied her justice committed crimes to do so, and she has beaten every attorney across her path, why? She uses the rule of law.

There is an attorney that helped her in MA, and they are one of the best law firms there is, they only take cases worth MILLIONS.

The amount of time in 6 months on a case under \$20K for starters without compensation is laughable and exposing how deeply the lined pockets are.

The court can either use sharia law to deny forgiveness, which truly makes the court PARTY to bank fraud, and theft of CARES funds, and the loan then falls back onto Bank of America and won't be able to be put through the SBA

This court can only do 2 lawful things, they can hold a hearing on Megan to aid in the whereabouts of billions of unforgiven funds, or they can rule that the Plaintiff can and should be compensated for her lawful loan, and her right to additional damages.

If the court issues an illicit dismissal based on theft of records to which they do not need, are not privy, and cannot seek, they will be in violation of their oath, banking laws, tax laws, and federal loan theft.

NO Party - Plaintiff nor Defendant has to succum to illicit orders. This court can continue to expose their bias, but prior to that decision, try to grasp this.

The Plaintiff has close to 3Million deleted files, she just had to try to recover a document accidentally deleted, it took the sotftware over 14 hours to download this data, and in the process recovered her total amount of deleted files.

These files that are deleted mean they have been sent in emails to the lawful parties and served or put into court cases, etc.

What this also means is that the investigators HAVE these files and are keeping their eyes on what this court is doing to a 100% forgivable loan.

HENCE, people should take this opportunity to CORRECT their previous rulings and errors because criminal charges against the parties are peding.

Other attorney's asked the Plaintiff, "I wonder how long they colluded to think this one up" that's how ridiculous this is to Constitutional parties and how bad this court is appearing.

If the court does not reissue a Constitutional ruling, in which the lawful questions and sworn statements could be put onto the record and were suggested above, not only can the Plaintiff/Appellant appeal this, but she will continue to turn over evidence to the investigators on this.

The Plaintiff seeks this court to rewrite this order, remove the illicit dismissal of lawful tort damages and either recuse themselves for bias, or put the same set of demands on the Defendant's that they have illegally done on the Plaintiff.

/s/ Natasha Athens

January 22, 2022

